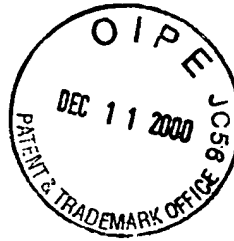


Atty. Docket No. BMID 9941 US



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of: Goerlach-Graw, Ada, *et al.*

JAN 10 2001

Application No.: 09/594,972

Group No.: 1641

TECH CENTER 1600/2800

Filed: June 15, 2000

Examiner: To Be Assigned

For: ELEMENT, METHOD AND KIT FOR THE DETERMINATION OF AN ANALYTE IN A LIQUID (AS AMENDED)

Assistant Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL LETTER

Sir:

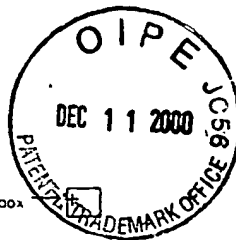
A Preliminary Amendment was submitted to the U.S. Patent and Trademark Office on November 21, 2000, with payment of additional claim fees. A copy of the Preliminary Amendment with Transmittal Form, Fee Transmittal and return postcard as filed is enclosed.

Because the additional claims fees have been submitted to the Office with the Preliminary Amendment mentioned above, the attached Response to Notice to File Missing Parts of Application now includes the basic filing fee of \$710, the surcharge for late payment of filing fee of \$130, and the two-month extension fee of \$390.

Respectfully submitted,

Date: December 7, 2000

Brent A. Harris, Reg. No. 39,215
Roche Diagnostics Corporation
9115 Hague Road, Bldg. D
P.O. Box 50457
Indianapolis, IN 46250-0457
Telephone No.: (317) 521-3416
Facsimile No.: (317) 521-2883

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Please type a plus sign (+) inside this box

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Approved for use through 10/31/2002 OMB 0651-0031
U.S. Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE

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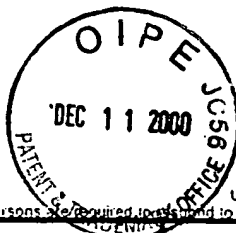
TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/594,972	
	Filing Date	June 15, 2000	
	First Named Inventor	GOERLACH-GRAW	
	Group Art Unit	1641	
	Examiner Name	To Be Assigned	
Total Number of Pages in This Submission	9	Attorney Docket Number	BMID 9941 US

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Preliminary Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Jill L. Woodburn, Reg. 39,874
Signature	<i>Jill L. Woodburn</i>
Date	Nov. 21, 2000

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: Nov. 21, 2000	
Typed or printed name	Jill L. Woodburn
Signature	<i>Jill L. Woodburn</i> Date Nov. 21, 2000

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231



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JAN 10 2001

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL
for FY 2001**

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)
224

Complete if Known

Application Number	09/594,972
Filing Date	June 15, 2000
First Named Inventor	GOERLACH-GRAW
Examiner Name	To Be Assigned
Group Art Unit	1641
Attorney Docket No.	BMD 9941 LIS

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:
- Deposit Account Number: 50-0877
- Deposit Account Name: Roche Diagnostics GmbH
- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17.
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
2. ☐ Payment Enclosed:
- ☐ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 710	201 355	Utility filing fee	
106 320	206 160	Design filing fee	
107 490	207 245	Plant filing fee	
108 710	208 355	Reissue filing fee	
114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims: 28

Independent Claims: 4

Multiple Dependent Claims: 0

Extra Claims Fee from below: 8 x 18 = 144

3** = 1 x 80 = 80

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 80	202 40	Independent claims in excess of 3
104 270	204 135	Multiple dependent claim, if not paid
109 80	209 40	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)
224

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 390	216 195	Extension for reply within second month	
117 890	217 445	Extension for reply within third month	
118 1,390	218 695	Extension for reply within fourth month	
128 1,890	228 945	Extension for reply within fifth month	
119 310	219 155	Notice of Appeal	
120 310	220 155	Filing a brief in support of an appeal	
121 270	221 135	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,240	241 620	Petition to revive - unintentional	
142 1,240	242 620	Utility issue fee (or reissue)	
143 440	243 220	Design issue fee	
144 600	244 300	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 710	246 355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 710	249 355	For each additional invention to be examined (37 CFR § 1.129(b))	
179 710	279 355	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

SUBMITTED BY

Name (Print/Type): Jill L. Woodburn

Signature: [Signature]

Registration No. (Attorney/Agent)

39,874

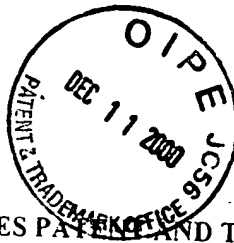
Complete (if applicable)

Telephone: (812) 842-2660

Date: 12/21/2000

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JAN 10 2001

PATENT

TECH CENTER 1000-100-3

Atty. Docket No. BMID 9941 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Dr. Ada Goerlach-Graw, *et al.*

Application No.: 09/594,972

Group No.: 1641

Filed: June 15, 2000

Examiner: To Be Assigned

For: ELEMENT, METHOD AND KIT FOR THE DETERMINATION OF AN
ANALYTE IN A LIQUID (AS AMENDED)

Assistant Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Sir:

Preliminary to examination of the captioned application, entry of the following amendments and consideration of the following remarks is respectfully requested.

In the Specification:

Please amend the specification as follows:

On page 1, line 1, please replace "Element for the determination of an analyte in a liquid, a corresponding method of determination using the element and a kit for the determination of an analyte" with -- ELEMENT, METHOD AND KIT FOR THE DETERMINATION OF AN ANALYTE IN A LIQUID--;

On page 1, before line 4, please add -- Cross-Reference to Related Application

This application claims priority under 35 U.S.C. § 119 of German Application Serial No. 199 27 783.4 filed June 18, 1999. --;

On page 1 line 4; please add -- Background and Summary of the Invention--;

On page 4 before line 18, please add -- Brief Description of the Drawings

Fig. 1 is a top view of an element according to the invention;

Fig. 2 is a top view of an element according to the invention;

Fig. 3 is a top view of an element according to the invention; and

Fig. 4 is a top view of an element according to the invention which contains two adjacent zones, which each carry a different one of two conjugates.

Detailed Description of the Invention--.